

## COMMENT SET 10: JANICE ROHN, LOCAL RESIDENT

1/16/09

ATT00047

Scott and Marina,

It was a pleasure meeting you last week at the public hearing for the AT&T Asia America Gateway Fiber Optic Cable Project DEIR. I've attached a copy of the Operating Agreement between SLO County and State Parks, as we discussed. I'd also like to submit additional written comment for consideration.

10-1

Janice Rohn, Los Osos Resident, member of the Los Osos Community Advisory Committee (LOCAC)

I have been a customer of AT&T for over 30 years, and also am a past Vice President at a division of AT&T. As a citizen of Los Osos, and a member of LOCAC, I know the importance to the community of free access to Montana de Oro State Park. The AT&T Asia America Gateway Project is important for increasing bandwidth, but will impede access to sections of the park for a period of time. As compensation to the community for the impact of this project, including disturbance due to the construction and the impedance of access, I and other members of the community are recommending that AT&T provide the following compensation:

1. An agreement (attached) between State Parks and San Luis Obispo County stipulates that the County start paying State Parks an annual fee in order to maintain free access to Montana de Oro State Park. This fee would begin in January 2010, and be approximately \$53,000 the first year, with a stipulated annual increase based on an inflation index. AT&T could pay this very small annual fee for as long as mandated by the agreement, thus enabling continued free access the the Park. AT&T would garner strong positive publicity for this mitigation.
2. A recent acquisition of land to expand the park is in need of funding to help develop trails. AT&T could gain strong positive publicity by contributing the funding to develop and maintain trails within this land acquisition.

AT&T has the opportunity to be a regional hero, and I strongly recommend that AT&T contribute the relatively small amount of money for these specified projects to offset the inconvenience and disturbance to the local community and the park.

10-2

Sincerely,  
Janice Rohn

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**RESPONSE TO COMMENT SET 10: JANICE ROHN, LOCAL RESIDENT**

10-1            *The Operating Agreement Between the County of San Luis Obispo and the California Department of Parks and Recreation for the Use and Operation of Morro Bay State Park Golf Course, Pecho Road in Montaña de Oro State Park, Bishop Peak, and the Beach, Pier, Veteran's Memorial Hall and Old Creek in Cayucos* provided by the commenter is included as an Appendix to the Final EIR.

10-2            Comments noted. A discussion of the potential impacts of the project on Pecho Valley Road and local traffic is provided in DEIR Section 4.12 Transportation/Circulation on page 4.12.1. Given the limited duration and small volume of traffic associated with proposed project activities, potential traffic impacts would be less than significant. Further, impacts to Pecho Valley Road within Montaña de Oro State Park from construction related traffic would also be considered negligible. Lastly, AT&T will be required to develop a Trail Enhancement Plan for impacts to the Rim Trail system per modified MM TERBIO-3c (see Section 4.0, Revised Pages to the Draft EIR of this Final EIR). This would include provision for long-term erosion control monitoring and, as necessary, repairs of the trail system. Also see responses to Comments 4-4 and 6-5 above.

Use of Montaña de Oro State Park property and facilities have been addressed within the agreement between AT&T and the State Parks Department. Within this agreement, compensation terms have been established to address both construction and operational activities within the Sandspit Beach parking lot and onshore cable conduits system. Implementation of the terms of this agreement were designed to address potential short-term and long-term impacts to State Park property and operations. The proposed project activities fall within the terms of the original agreement and were therefore addressed previously.

As currently proposed, the pending project provides no significant nexus to a requirement that AT&T pay a mitigation fee of \$53,000 to CDPR on behalf of the County of San Luis Obispo to maintain free park access and/or to assist in funding of trail development for the park

1 expansion area. However, as discussed above in response to  
2 Comment 6-5, AT&T would be required to receive an access  
3 agreement from CDPR prior to project implementation per MM REC-1a  
4 (i.e., Right of Entry [ROE]). The ROE would include provisions for  
5 various cost reimbursements at the discretion of the CDPR.

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